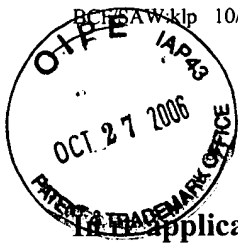


SPW



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Kenworthy

Application No. 10/609,187

Filed: June 26, 2003

Confirmation No. 7623

For: HARDWARE/SOFTWARE CAPABILITY
RATING SYSTEM

Examiner: Stephen J. Cherry

Art Unit: 2863

Attorney Reference No. 3382-64489-01

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENT COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney or Agent
for Applicant(s)

[Signature]

Date Mailed

10.25.06

MAIL STOP AMENDMENT
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

TRANSMITTAL LETTER

Enclosed is an **Amendment and Response to Restriction Requirement** that responds to the Office action dated October 10, 2006.

- ☒ Please charge any additional fees that may be required in connection with filing this amendment and any extension of time, or credit any overpayment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- ☒ Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

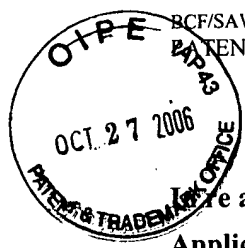
One World Trade Center, Suite 1600
121 S.W. Salmon Street
Portland, Oregon 97204
Telephone: (503) 595-5300
Facsimile: (503) 595-5301

By

[Signature]

Stephen A. Wight
Registration No. 37,759

cc: Client
Docketing



BCF/SAW:klp 10/25/06 597167 303348.01
PATENT

Attorney Reference Number 3382-64489-01
Application Number 10/609,187

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Kenworthy

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Filed: June 26, 2003

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Attorney or Agent
for Applicant(s)

Date Mailed October 25, 2006

MAIL STOP AMENDMENT
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT

This responds to the Office action dated October 10, 2006. Please amend the referenced application as follows:

Amendments to the Claims are reflected in the listing of claims, which begins on page 2.

Remarks begin on page 7.